

FILED

08 JUL 30 AM 11:47

RICHARD W. WIEKING
U.S. DISTRICT COURT

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983

Name ROSENBAUM VINCENT LEE
 (Last) (First) (Initial)

Prisoner Number 2069375

Institutional Address 2100 NAPA VALLEJO HIGHWAY
NAPA, CA 94558

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

VINCENT ROSENBAUM CV 08 3643
 (Enter the full name of plaintiff in this action.)

vs.

ED FOULK

Case No. CV08-3436
 (To be provided by the Clerk of Court)

COMPLAINT UNDER THE
 CIVIL RIGHTS ACT,
 Title 42 U.S.C § 1983

INCLUDED WITH
 HABEAS CORPUS

(Enter the full name of the defendant(s) in this action)

[All questions on this complaint form must be answered in order for your action to proceed..]

I. Exhaustion of Administrative Remedies.

[Note: You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

A. Place of present confinement NAPA STATE Hospital

B. Is there a grievance procedure in this institution?

YES (X) NO ()

C. Did you present the facts in your complaint for review through the grievance procedure?

YES (X) NO ()

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why.

1. Informal appeal Letter ED FOULK

7/24/08

2. First formal level NAPA SUPERIOR COURT
HABEAS CORPUS WRIT

3. Second formal level UNITED STATES DISTRICT
COURT FOR CASE NO: CV08-3436
HABEAS CORPUS PENDING

4. Third formal level UNITED STATES DISTRICT
COURT 42 U.S.C. 1983 CIVIL RIGHTS
COMPLAINT

E. Is the last level to which you appealed the highest level of appeal available to you?

YES (✓) NO ()

F. If you did not present your claim for review through the grievance procedure, explain why.

II. Parties.

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

VINCENT ROSENBALM

2100 NAPA VALLEJO HIGHWAY

NAPA, CALIFORNIA 94558

B. Write the full name of each defendant, his or her official position, and his or her place of employment.

ED FOULK - EXECUTIVE DIRECTOR NAPA STATE
HOSPITAL

III. Statement of Claim.

State here as briefly as possible the facts of your case. Be sure to describe how each defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any cases or statutes. If you have more than one claim, each claim should be set forth in a separate numbered paragraph.

- 1) MY COMMITMENT ORDER WAS VACATED ON 7/9/08 - SUPREME COURT OF CALIFORNIA
- 2) 16 DAYS LATER I REMAIN ILLEGALLY IMPRISONED AND LEGALLY THE STATE HAD 15 DAYS TO CHARGE ME OR RELEASE ME!
- 3) I AM ILLEGALLY IMPRISONED
- 4) I BELIEVE DAY 31 OF 60 SPEEDY TRIAL
- 5) ED FOULK-EXECUTIVE DIRECTOR OF NAPA STATE HOSPITAL IS IN CONTEMPT OF COURT AND GUILTY OF KIDNAPPING
- SEE ATTACHMENT (ARREST WARRANT)

IV. Relief.

Your complaint cannot go forward unless you request specific relief. State briefly exactly what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

I WANT A JUDGMENT OF \$15 MILLION DOLLARS FOR ILLEGAL IMPRISONMENT AND HUNDREDS OF CRIMES COMMITTED AGAINST ME.

1 I WOULD LIKE VICTIM WITNESS RELOCAT
2 ION ~~HELD~~ DUE TO HATE CRIMES BY
3 UKIAH POLICE / MY HOUNDS RETURNED
4 RELEASE FROM ILLEGAL CUSTODY

5 I declare under penalty of perjury that the foregoing is true and correct.

6
7 Signed this 24 day of JULY, 20 08

8
9 Vincent Rosenbalm

10 (Plaintiff's signature)

AO 442 (Rev. 10/03) Warrant for Arrest

UNITED STATES DISTRICT COURT

NORTHERN

District of

CALIFORNIA

UNITED STATES OF AMERICA

WARRANT FOR ARREST

V.

ED FOULKCase Number: CV08-3436To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest

ED FOULK

Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☐ Indictment
 ☐ Information
 ☒ Complaint
 ☐ Order of court
 ☐ Probation Violation Petition
 ☐ Supervised Release Violation Petition
 ☐ Violation Notice

charging him or her with (brief description of offense)

1) CONTEMPT OF COURT
 2) KIDNAPPING

in violation of Title

18

United States Code, Section(s)

242

Name of Issuing Officer

Signature of Issuing Officer

Title of Issuing Officer

Date and Location

RETURN

This warrant was received and executed with the arrest of the above-named defendant at

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

AO 442 (Rev. 10/03) Warrant for Arrest

THE FOLLOWING IS FURNISHED FOR INFORMATION ONLY:

DEFENDANT'S NAME: _____

ALIAS: _____

LAST KNOWN RESIDENCE: _____

LAST KNOWN EMPLOYMENT: _____

PLACE OF BIRTH: _____

DATE OF BIRTH: _____

SOCIAL SECURITY NUMBER: _____

HEIGHT: _____ WEIGHT: _____

SEX: _____ RACE: _____

HAIR: _____ EYES: _____

SCARS, TATTOOS, OTHER DISTINGUISHING MARKS: _____

FBI NUMBER: _____

COMPLETE DESCRIPTION OF AUTO: _____

INVESTIGATIVE AGENCY AND ADDRESS: _____

PROOF OF SERVICE 7/24/08

I am Vincent Rosenbalm an
American citizen over 18 years
of age

CASE NO: CV08-3436 ST

ON 7/24/08 I served the within

1) 42 U.S.C. 1983 FORM

2) ARREST WARRANT

3) FINANCIAL PAPERS

By placing a copy in the Napa
State Hospital Mail Addressed
to: COURT CLERK

U.S. DISTRICT COURT

450 GOLDEN GATE AVE.

SAN FRANCISCO, CA 94102.

From

Vincent Rosenbalm

2100 Napa Valley Highway

Napa, CA 94558

Under the Penalty of Perjury
this is true and correct
to the best of my knowledge

Vincent Rosenbalm